

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

JOLEAN CAPPARELLO,

Plaintiff,

-v-

24-cv-0378

MARTIN O'MALLEY,  
Commissioner of Social Security,

Defendant.

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**STIPULATION FOR ALLOWANCE OF FEES UNDER THE  
EQUAL ACCESS TO JUSTICE ACT**

**IT IS HEREBY STIPULATED** by and between Kristina Danielle Cohn, Special Assistant United States Attorney, for Carla Freedman, the United States Attorney for the Northern District of New York, attorneys for the Defendant, Martin O'Malley, Commissioner of Social Security, and Craig Polhemus, Esq., attorney for the Plaintiff, that the Defendant agrees to pay to the Plaintiff attorney fees in the amount of **\$1,205.99**, pursuant to the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412, in full satisfaction of any and all claims under the EAJA. The attorney fees may be paid to Plaintiff's counsel if Plaintiff agrees to assign the fees to counsel and provided that Plaintiff owes no debt to the Federal Government that is subject to offset under the U.S. Treasury Offset Program.

It is further agreed that Plaintiff is awarded costs under 28 U.S.C. § 1920 in the amount \$405.00 to be paid from the Judgment Fund.

DATED: September 5, 2024

DAMIAN WILLIAMS  
United States Attorney  
Southern District of New York

BY: /s/ Kristina Danielle Cohn  
Kristina Danielle Cohn  
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Cape Coral, FL 33910  
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SO ORDERED:

  
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HONORABLE DANIEL J. STEWART  
UNITED STATES MAGISTRATE JUDGE

DATED: September 5, 2024